

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO

SWINERTON BUILDERS, a California
corporation; and SWINERTON
INCORPORATED, a California corporation,

Plaintiffs,

v.

AMERICAN HOME ASSURANCE
COMPANY; NATIONAL UNION FIRE
INSURANCE COMPANY OF PITTSBURGH,
PA.; and DOES 1 through 250, inclusive,

Defendants.

CASE NO.: 3:12-cv-06047-EMC

STIPULATION AND ORDER TO CONTINUE
CASE MANAGEMENT CONFERENCE

The undersigned parties, through their respective counsel, hereby stipulate as follows and request that the Court enter this Stipulation and Order continuing the Case Management Conference to a later date:

(1) On May 21, 2013, the Court (1) dismissed Plaintiffs' claims premised on Defendants' alleged breach of the duty to settle; (2) granted Defendants' motion to stay this action pending the completion of arbitration; and (3) compelled the parties to proceed with arbitration. (Document 36).

(2) The currently scheduled February 6, 2014 Case Management Conference was set by Order entered December 11, 2013.

(3) The parties have reached an agreement to settle the matter subject to the Court's Order

1 for arbitration. At this time, the parties are still finalizing the settlement. As such, the parties desire a
2 continuation of the Case Management Conference to allow time for the parties to finalize the written
3 settlement of the matter.
4

5 /s/ Joseph L. Oliva
6 Joseph L. Oliva, Esquire
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13 **GOOD CAUSE APPEARING, IT IS SO ORDERED:**

14 The Case Management Conference has been continued to 3/13/14 at 10:30 a.m.

15
16 Honorable Edward M. Chen
17 United States District Court

